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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

Cynthia L. Czuchaj, a California
resident; Angelique Mundy, a
Pennsylvania resident; Barbara
McConnell, a Michigan resident; and
Patricia Carter, a New York resident,
individually and on behalf of themselves
and all others similarly situated,

Plaintiffs,

vs.

Conair Corporation, a Delaware
corporation; and DOES 1 through 10,
inclusive,
Defendants.

CASE NO. 13CV01901 BEN (RBB)

CLASS ACTION

**DECLARATION OF KATHERINE J.
ODENBREIT IN SUPPORT OF
AMENDMENT TO ORDER
GRANTING FINAL APPROVAL OF
CLASS ACTION SETTLEMENT
AND ENTERING JUDGMENT
THEREON**

1 I, KATHERINE J. ODENBREIT, declare and state as follows:

2 1. I am an attorney duly admitted to practice before this Court. I am Of
3 Counsel to Mahoney Law Group, APC, and a principal with the law firm of
4 Katherine J. Odenbreit, APC dba Odenbreit Law, APC, co-Class Counsel counsel of
5 record for Plaintiffs and the Settlement Class. If called as a witness, I would
6 competently testify to all facts contained in this declaration.

7 2. On March 31, 2017 the Court entered its “Order Granting Final
8 Approval of Class Action Settlement and Entering Judgment re Motion for Attorney
9 Fees and Motion for Settlement” (hereinafter “Order”), Docket No. 362. The Order
10 was the culmination of a hard-fought litigation for nearly three years.

11 3. I am requesting an amendment to the Order which will permit me to
12 receive a portion of the attorney’s fees awarded to my firm by the Court in this
13 matter in the form of periodic payments and/or a lump-sum payment, or both, in
14 such a manner that payment of all or any part of my attorney’s fees may be deferred,
15 such as in the case of an annuity.

16 4. Kurtzman Carson Consultants (“KCC”), the Settlement Administrator,
17 will be sent my portion of the attorney’s fees from Conair Corporation. KCC has
18 directed me to request Court approval of an amendment to the Order which will
19 enable them to handle and disburse my attorney’s fees so as to permit a portion of
20 attorney’s fees to be paid in periodic payments.

21 5. The proposed amendment does not affect the amount of the attorney’s
22 fees awarded or to be paid. The proposed amendment does not in any way affect the
23 payments to Co-Class counsel for attorney’s fees. The proposed amendment does
24 not affect payments to any Class Member. The proposed amendment does not
25 change any of the other provisions of the Order entered by the Court.

26 6. The Court has the power, authority and jurisdiction to amend the Order.
27 The Order specifies in Paragraph 24 that “Without affecting the finality of this Order
28 in any way, the Court retains jurisdiction of all matters relating to the interpretation,

1 administration, implementation, effectuation and enforcement of this Order and the
2 Settlement.” The proposed amendment affects only the *administration*,
3 *implementation or effectuation* of the distribution by the Settlement Administrator of
4 my firm’s portion of the attorney’s fees which were awarded and ordered by the
5 Court.

6 7. I respectfully request that the Court amend the Order as proposed, so
7 that I will be afforded the flexibility of being able to receive payment of my portion
8 of the attorney’s fees in periodic and/or lump sum payments thereby expanding the
9 options available to me regarding these attorney’s fees.

10 8. All of the foregoing demonstrates good cause for the Court’s approval
11 of the proposed amendment.

12 I declare under penalty of perjury under the laws of the United States of America
13 that the foregoing is true and correct. Executed on May 2, 2017 in Huntington Beach,
14 California.

15 /s/ Katherine J. Odenbreit
16 KATHERINE J. ODENBREIT
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